10/21/2009 14:32

RECEIVED **CENTRAL FAX CENTER** OCT 2 1 2009

TELECOPIER TRANSMISSION

HEDMAN COSTIGAN PC '

TO: <u>USPTO</u>		FAX NO.: (571) 273-8300
FROM:	James V. Costigan	
Docket No.	163-671	

(IF THERE ARE ANY PROBLEMS REGARDING THIS TRANSMISSION, PLEASE CALL (212) 302-8989

CONFIDENTIAL

THE INFORMATION CONTAINED IN THIS FACSIMILE IS CONFIDENTIAL AND MAY BE SUBJECT TO THE ATTORNEY-CLIENT PRIVILEGE OR ATTORNEY WORK PRODUCT EXCLUSION.

THIS FACSIMILE IS ONLY INTENDED FOR THE DESIGNATED RECIPIENT (S). ANY RECIPIENT OTHER THAN THE DESIGNATED RECIPIENT(S) IS HEREBY NOTIFIED THAT MAY DISCLOSURE OR USE OF THE INFORMATION IS UNAUTHORIZED AND PROHIBITED. IF YOU HAVE RECEIVED THIS FACSIMILE IN

I hereby certify that this correspondence (Letter 1 page and Substitute Appeal Brief 23 pages) in regard to Serial No. 10/561,065 is being facsimiled to the Patent and Trademark Office via fax number (571) 273-8300 on the date shown below.

October 21, 2009

fames V. Costigan Registration No. 25,669

RECEIVED
CENTRAL FAX CENTER

OCT 2 1 2009

Docket No.: 163-671

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT OPERATIONS

In re Application of:

Leopoldo Bevilacqua et al.

Group Art Unit: 3752

Serial No.: 10/561,065

Examiner: Christopher S. Kim

Filed: February 24, 2006

For: VAPORIZATION WATER DISTRIBUTION PLANT

New York, NY 10036 October 21, 2009

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

LETTER

Sir:

Attached to this Letter is a Substitute Appeal Brief. Authorization is given to charge Deposit Account No. 08-1540 for the Appeal Fee as a Small Entity for any required fee.

Respectfully submitted,

mes V. Costigan Reg. No. 25,669

MAILING ADDRESS:

HEDMAN & COSTIGAN, P.C. 1185 Avenue of the Americas New York, NY 10036-2601 (212) 302-8989